

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 67th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON JUDICIARY

**Call to Order:** Chair Barry Usher, on February 9, 2021 at 8:00 AM, in Room 137 Capitol

#### ROLL CALL

**Members Present:**

Rep. Barry Usher, Chair (R)  
Rep. Kathy Kelker, Vice Chair (D)  
Rep. Amy Regier, Vice Chair (R)  
Rep. Seth Berglee (R)  
Rep. Laurie Bishop (D)  
Rep. Jennifer Carlson (R)  
Rep. Robert Farris-Olsen (D)  
Rep. Frank Fleming (R)  
Rep. Tom France (D)  
Rep. Jane Gillette (R)  
Rep. Donavon Hawk (D)  
Rep. Dennis R. Lenz (R)  
Rep. Brandon Ler (R)  
Rep. Bob Phalen (R)  
Rep. Derek Skees (R)  
Rep. Ed Stafman (D)  
Rep. Mallerie Stromswold (R)  
Rep. Danny Tenenbaum (D)

**Members Excused:**

Rep. Jedediah Hinkle (R)

**Members Absent:** None

**Staff Present:**

Lydia Balian, Committee Secretary  
Rachel Weiss, Legislative Branch  
Hallie Swain, Remote Meeting Coordinator

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 308, 2/5/2021; HB 309, 2/5/2021; HB 310, 2/5/2021; HB 313, 2/5/2021

**HEARING ON HB 313****Opening Statement by Sponsor:**

08:03:34 Rep. Jane Gillette (R), HD 64, opened the hearing on HB 313, Generally revise medical examiner/coroner laws.

08:06:31 Rep. Skees and Rep. Lenz left the meeting. Rep. J. Hinkle joined the meeting.

**Proponents' Testimony:**

08:06:33 Scott Larson, Forensic Science Division, Montana Department of Justice (DOJ)

08:07:16 Nanette Gilbertson, Montana County Attorneys Association (MCAA), Montana Sheriffs and Peace Officers Association (MSPOA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

08:08:13 Rep. Gillette

**HEARING ON HB 308****Opening Statement by Sponsor:**

08:09:27 Rep. Neil Duram (R), HD 2, opened the hearing on HB 308, Generally revise dyed diesel tax laws.

**Proponents' Testimony:**

08:11:34 Brad Marten, Department of Transportation (MDT)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

08:14:53 Rep. Berglee

08:15:43 Brad Marten, MDT

08:16:26 Rep. France

08:17:53 Brad Marten, MDT

08:18:20 Rep. J. Hinkle

08:18:59 Brad Marten, MDT

08:19:23 Rep. Carlson

08:20:05 Brad Marten, MDT

08:20:37 Rep. Phalen

08:21:07 Brad Marten, MDT

**Closing by Sponsor:**

08:21:40 Rep. Duram

**HEARING ON HB 309**

**Opening Statement by Sponsor:**

08:25:50 Rep. Joe Read (R), HD 93, opened the hearing on HB 309, Add tribal police/agents to MDT form.

**EXHIBIT(juh27a01)**

**Proponents' Testimony:**

08:27:54 Jordan Thompson, Confederated Salish and Kootenai Tribes (CSKT)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

08:29:24 Vice Chair Kelker  
08:31:11 Jordan Thompson, CSKT  
08:31:46 Chair Usher  
08:31:57 Jordan Thompson, CSKT  
08:33:33 Rep. Gillette  
08:34:03 Rep. Read  
08:36:28 Rep. Skees rejoined the meeting.

**Closing by Sponsor:**

08:36:53 Rep. Read

**HEARING ON HB 310**

**Opening Statement by Sponsor:**

08:51:38 Rep. Alice Buckley (D), HD 63, opened the hearing on HB 310, Generally revise sexual assault reporting laws.

**Proponents' Testimony:**

08:53:57 Nanette Gilbertson, Montana County Attorneys Association (MCAA)  
08:54:54 Kelsen Young, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

**Opponents' Testimony:** None

**Informational Testimony:**

08:56:10 Kayla Bragg, Montana Department of Justice (DOJ)  
08:57:40 Kareena Morgan, Haven

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

08:58:24 Rep. Buckley

**ADJOURNMENT**

Adjournment: 09:00:09

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Lydia Balian, Secretary

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Additional Documents:

**EXHIBIT**([juh27aad.pdf](#))